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06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

08 CHRISTOPHER C. ALLEN,)
09 Plaintiff,) CASE NO. C11-1924-JCC-MAT
10 v.)
11 MICHAEL ASTRUE,) REPORT AND RECOMMENDATION
Commissioner of Social Security,)
12 Defendant.)
13 _____)

14 Plaintiff brought this action to seek judicial review of the denial of his application for
15 Disability Insurance Benefits by the Commissioner of the Social Security Administration. The
16 parties have now stipulated that this case should be reversed and remanded pursuant to sentence
17 four of 42 U.S.C. § 405(g). (Dkt. 21.)

18 Based on the stipulation of the parties, the Court recommends that this case be
19 REVERSED and REMANDED for further administrative proceedings. The parties have
20 stipulated that, on remand, the Administrative Law Judge (ALJ) will: (1) provide plaintiff with
21 an opportunity for a de novo hearing; (2) further evaluate and develop the record to include the
22 Veterans Administration (VA) disability rating report(s); (3) reevaluate the medical opinions of

01 record, including the opinion of James Taki, M.D.; (4) further consider plaintiff's residual
02 functional capacity; and (5) if necessary, obtain vocational expert testimony at step 5 of the
03 sequential evaluation process. Plaintiff may also present new arguments and further medical
04 evidence, if such evidence becomes available. Additionally, upon proper application, the
05 Court will consider plaintiff's application for attorney fees and expenses pursuant to 28 U.S.C.
06 § 2412, and costs pursuant to 28 U.S.C. § 1920.

07 Given the above, the Court recommends that United States District John C. Coughenour
08 immediately approve this Report and Recommendation and order the case REVERSED and
09 REMANDED for further administrative proceedings. A proposed order accompanies this
10 Report and Recommendation.

11 DATED this 1st day of May, 2012.

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14 Mary Alice Theiler
15 United States Magistrate Judge
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